

United States Courts
Southern District of Texas
FILED

JAN 22 2019

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

David J. Bradley, Clerk of Court

UNDER SEAL,

Plaintiffs,

V.

UNDER SEAL,

Defendants.

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CIVIL ACTION NO. 18-cv-2871

Judge Lynn N. Hughes

FILED UNDER SEAL

UNITED STATES' NOTICE OF ELECTION TO DECLINE INTERVENTION

[Attention Sealed Clerk]

David J. Bradley, Clerk of Court

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Judge Lynn N. Hughes

FILED UNDER SEAL

Defendant.

Pursuant to 31 U.S.C. § 3730(c)(3), the United States requests that all pleadings filed in this action be served upon the United States; the United States also requests that orders issued by the Court be sent to the United States' counsel. The United States

reserves its right to order any deposition transcripts, to intervene in this action, for good cause at a later date, and to seek the dismissal of the relator's action or claims. The United States also requests that it be served with all notices of appeal.

Finally, the United States requests that the relator's Complaint, this Notice, and the attached proposed Order be unsealed. The United States requests that all other papers on file in this action remain under seal because in discussing the content and extent of the United States' investigation, such papers are provided by law to the Court alone for the sole purpose of evaluating whether the seal and time for making an election to intervene should be extended.

A proposed Order accompanies this notice.

Respectfully submitted,

JOSEPH H. HUNT
ASSISANT ATTORNEY GENERAL

RYAN K. PATRICK
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ATTORNEYS IN CHARGE FOR
THE UNITED STATES OF AMERICA

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing United States' Notice of Election to Decline Intervention and accompanying Order were served by first class mail, postage prepaid, on January 22, 2019, to:

J. Mark Brewer
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A handwritten signature in black ink, appearing to read 'Melissa M. Green', written over a horizontal line.

MELISSA M. GREEN
Assistant United States Attorney